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CALIFORNIA STATE UNIVERSITY, LONG BEACH

DAILY 49ER

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FEA professor, chair sue university for $6 million

President F. King Alexander is accused of discrimination and acts of retaliation against the professors.

By Kasia Hall & Zien Halwani

Two professors from the Department of Film and Electronic Arts have filed two joint lawsuits against the Cal State University, asking for more than $6 million in damages stemming from allegations of slander, libel, defamation, discrimination and retaliatory acts.

The lawsuits also name Cal State Long Beach, President F. King Alexander, Provost Donald Para, Interim Dean of the School of the Arts James Kvapil and 50 unknown individuals believed to be related to the cases.

Department Chair Michael Pounds and Professor Brian Alan Lane allege, in court documents obtained by the Daily 49er from Lane's attorney, that Alexander, Para and Kvapil initiated "unwarranted," "unfounded," and "aggressive" auditing of the two professors and falsely claimed that they engaged in "financial fraud."

Pounds and Lane also allege that the audit and claim of "financial fraud" were retaliatory and discriminatory acts against the two professors in response to reports they made of fraud, misconduct and waste within the university.

In 2008, after Lane published an essay in the Union Weekly titled "Cheaters Ever Prosper," CSULB's Academic Affairs began investigating FEA Associate Professor Michael Berlin for misrepresenting academic credentials.

"These are nonsense claims and have no connection whatsoever," Alexander said via email. "Whenever necessary, we have a legal responsibility to investigate any claims of possible financial impropriety. This is why we asked the Chancellor's Office, not our campus, to conduct an independent outside audit."

On May 9, the CSU Auditor's Office released a report accusing an unnamed CSULB arts professor of misusing scholarship money and filing a false $10,000 reimbursement claim.

The report alleged that the professor directed students to pay him portions of scholarship money he helped them receive.

One student said the professor helped him obtain a $7,000 scholarship as compensation for work on a play he wrote during the 2008-09 academic year, directing him to keep $1,000 and give him $6,000 to pay for a casting director and other expenses related to the play, the audit report said.

Another student said he received a $3,424 scholarship, but was only allowed to keep $1,000.

Alexander said via email that he could not identify the professor named in the report but CSU officials told the Daily 49er in May that he/she was still employed by the university.

"Employee action could be anything from suspension to termination," said Mike Uhlenkamp, a CSU spokesperson.

Uhlenkamp also said, since the release of the original audit report, additional complexities have risen in the investigation but would not say what these complexities were. He also would not comment on whether the civil cases between the two professors and the CSU were connected to the audit report.

A case management conference is scheduled for the first lawsuit on Sept. 26 at 8 a.m. at 638 S. Beacon St., San Pedro, Calif.



Brian Alan Lane



Michael Pounds

Linda Adair Day
1952-2011



Arts professor 'inspiring' during illness

By Monique Carnes
Contributing Writer

Cal State Long Beach associate professor of drawing and painting, and visual arts Linda Adair Day, 59, died in her San Pedro home on Aug. 24 of non-Hodgkin's lymphoma.

Born in Worcester, Mass. on July 23, 1952, Day was the daughter of an engineer. She graduated high school at the American School in London. Day then went on to Oxford University to pursue a degree in English literature.

During her junior year at Oxford University, Day was convinced that she wanted to create art instead of completing her original major. After transferring to Colby College and completing her bachelor's degree in English literature in 1974, Day continued her education at Pratt Institute to receive a Master of Fine Arts in painting in 1978.

Day taught painting and drawing at UCLA, USC and Otis Art Institute before earning tenure at CSULB. Day was to be promoted to professor this past year, but she decided to retire due to treatment.

CSULB's art department chair Christopher Miles said, "The most amazing and inspiring [aspect of] this past year was how Linda continued her commitment to her students, colleagues and friends."

Even during treatment, Day was

Day | Page 2

NCAA Division I certifies LBSU athletics — again

Vice president of student affairs criticizes the certification process.

By Gisela Merino
Contributing Writer

Long Beach State athletics is fully certified by the National Collegiate Athletic Association (NCAA) Division I for a third consecutive year, as of Aug. 5.

Certified programs are determined by operating principles adopted by the NCAA Division I membership, which include governance and commitment to rules compliance, academic integrity and gender/diversity, as well as student-athlete well-being.

According to Douglas W. Robinson, vice president for student services and chair of the steering committee, institutions are required to assemble plans for improvement and a timeline to fix discrepancies in their standards, whether they are in conformity of the NCAA rules or not.

In this way, gender/diversity and student athlete well-being will continue to receive particular attention.

Certification is a two-year process of planning. In 2010, an extensive self-study report of athletics programs was conducted, giving committees an opportunity to fully review and understand their institution's standing. The process included up to 63 members of the campus community, including student, faculty, staff, administrators and community participants.

"We didn't just sit in a smoke-filled room and complete the report," Robinson said. "We had to go out to survey people. We had to go out and look at records to see whether or not we were operating our athletics program in conformity with the NCAA rules and regulations."

The NCAA certification process is also said to enlighten faculty, student and members of the Long Beach community on the internal workings of the athletics programs through investigations.

Senior criminal justice major Chris Sweeney of the track and field team says he had little-to-no knowledge of the NCAA.

"I didn't really understand certification until now, with my coach Shaun Meinecke," Sweeney said.

According to Sweeney, meetings can cover topics such as the illegality of gambling on sports, accepting money as "gifts" from businesses and hazing. Sweeney said that, as an athlete, he hadn't noticed any significant changes to the athletics programs.

"This campus community and the external community can take a lot of pride in how we operate as a university community and as a family," Robinson said. "It just warms my heart."

However, Robinson also said he believes the entire certification process is flawed. He argues that the NCAA treats its applicants impersonally.

"They said to have a teleconference to save money, but I thought they should have sent a representative to the campus," he said. "If anybody saves any money, it's the NCAA, not this university, and that's a big problem."

According to Robinson, the entire process cost approximately $600,000 from CSULB's budget.

A week before the self study report was due, the steering committee received an email from the NCAA stating that all 30 institutions in the review cycle were halting their self-studies, on behalf of the NCAA admitting it's certification process needs improvement. CSULB was given the option to terminate its review for a two-year moratorium, but the steering committee declined.

Recreation center offers day of prizes, Olympic star signing

Volleyball champion, alumna Misty May-Treanor met with students.

By Alexis Reza
Staff Writer

The Student Recreation and Wellness Center began its one-year anniversary celebration on Sept. 1 with a DJ spinning tunes near the indoor track on the second floor while vendors from Robek's and Elektric Hair and Nail Salon gave away free goodies to students in the lobby.

The event, held from 4 p.m. to 11 p.m., offered attendees chances at winning raffle prizes, free giveaways and an opportunity to meet Cal State Long Beach alumna and two-time Olympic champion Misty May-Treanor.

Students exiting the facility were given free packs of deodorant and reusable plastic water bottles.

In addition, those who signed up for Owen's Condition for Tuition, a scholarship program that awards students for participating in athletic activities and events through Associated Students Inc. Recreation, received a free T-shirt and were entered in a chance to win free spring semester tuition.

A Fitness Challenge Relay with the grand prize of a new bike also took place in the Multi-Activity Court Gym.

At 5 p.m., ASI held a meet-and-greet and autograph session with May-Treanor at the sand volleyball court near the Aquatics Center.

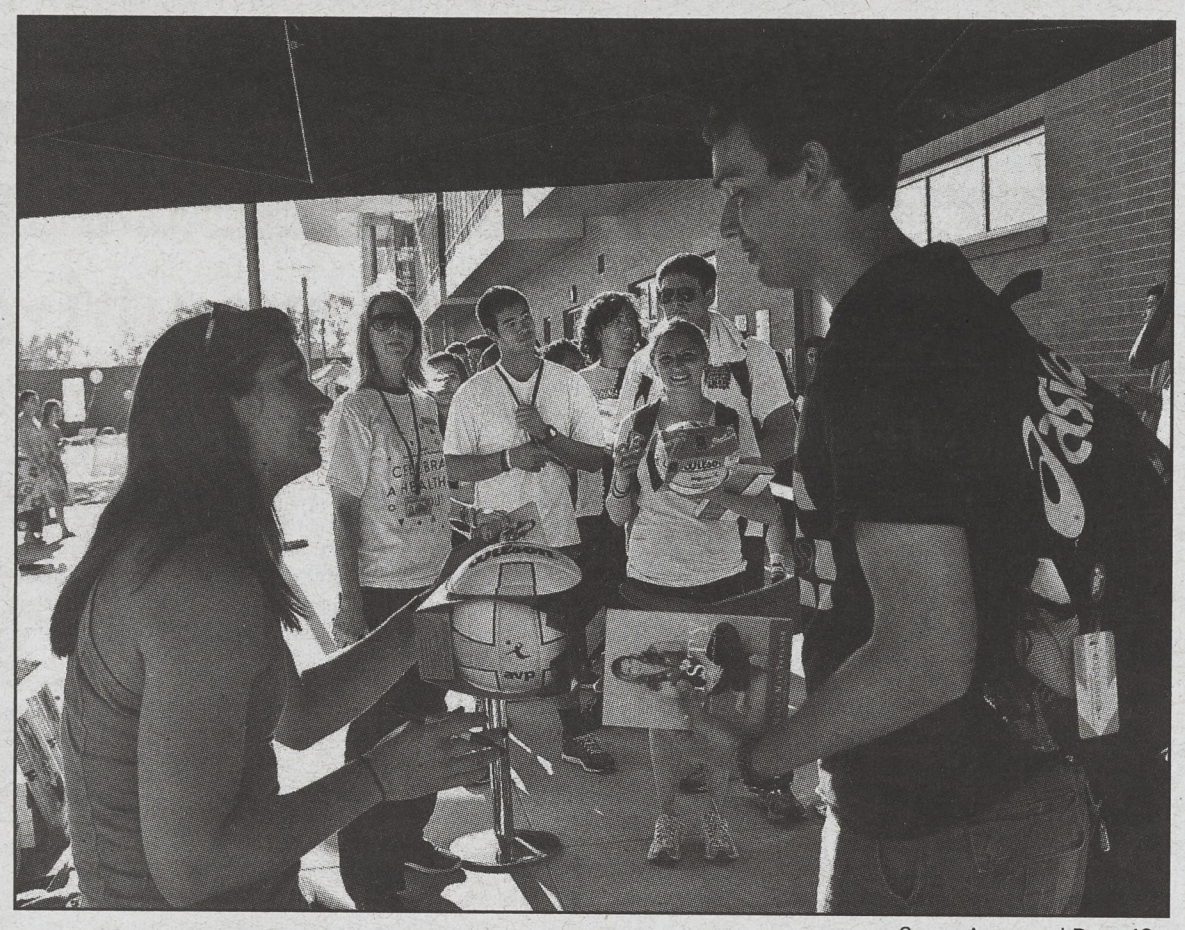
May-Treanor signed many volleyballs and copies of her new autobiography, "Digging Deep in Volleyball and Life."

The alumna, who led the 49ers to the first undefeated NCAA volleyball season in 1999, said she was glad to be back on campus and praised the SRWC on the wide range of fitness options it offers the students.

"It's a great facility," May-Treanor said. "Where else can you play volleyball and rock climb? It's a great spot and a one-stop shop."

The array of athletic options seems to be the major selling point of the SRWC among students on campus — particularly the newer students, who've never had access to such a multifaceted gym.

"I come here once or twice a week and I try to do everything I can," freshman math education major Felix Fernandez said. "It makes me healthier and more attentive. It's easier to concentrate in class."



Stefan Agregado | Daily 49er
Misty May-Treanor signs volleyballs and copies of her new autobiography outside of the SRWC.

The celebration continued with spin class, aqua aerobics, yoga and hula fitness classes followed by games of badminton and volleyball, a rock climbing demonstration, and a scavenger hunt.

Event coordinators made sure to use every inch of the facility for the celebration, as activities took place on both floors, inside the gym and in the outdoor Aquatics Center.

The night ended at 11 p.m. after a showing of the film "Groundhog Day" in the Aquatics Center.

Since the SRWC opened last year, classes such as yogalates and hula fitness have been added to the programs to meet the unique needs of students. ASI plans to add more classes as the facility's popularity grows.

Week of Welcome to unite students with campus

More than 200 student organizations will show on Wednesday and Thursday.

By Daniel Van Hoosier
Contributing Writer

Students will have the opportunity to join a club, dance, bowl and learn more about campus at Cal State Long Beach's Week of Welcome, beginning today and lasting until Sept. 9.

Today's events begin with the Associated Students Inc. information day. Starting at 11:30 a.m. at the University Student Union, students can learn about ASI and how to become involved.

ASI Communications Coordinator Christina Esparza said it is an opportunity to "showcase involvement in ASI and show that it includes commissions, student government, student organizations and so much more."

She stressed the idea that many students believe ASI is merely student government, but, in reality, involvement extends much further.

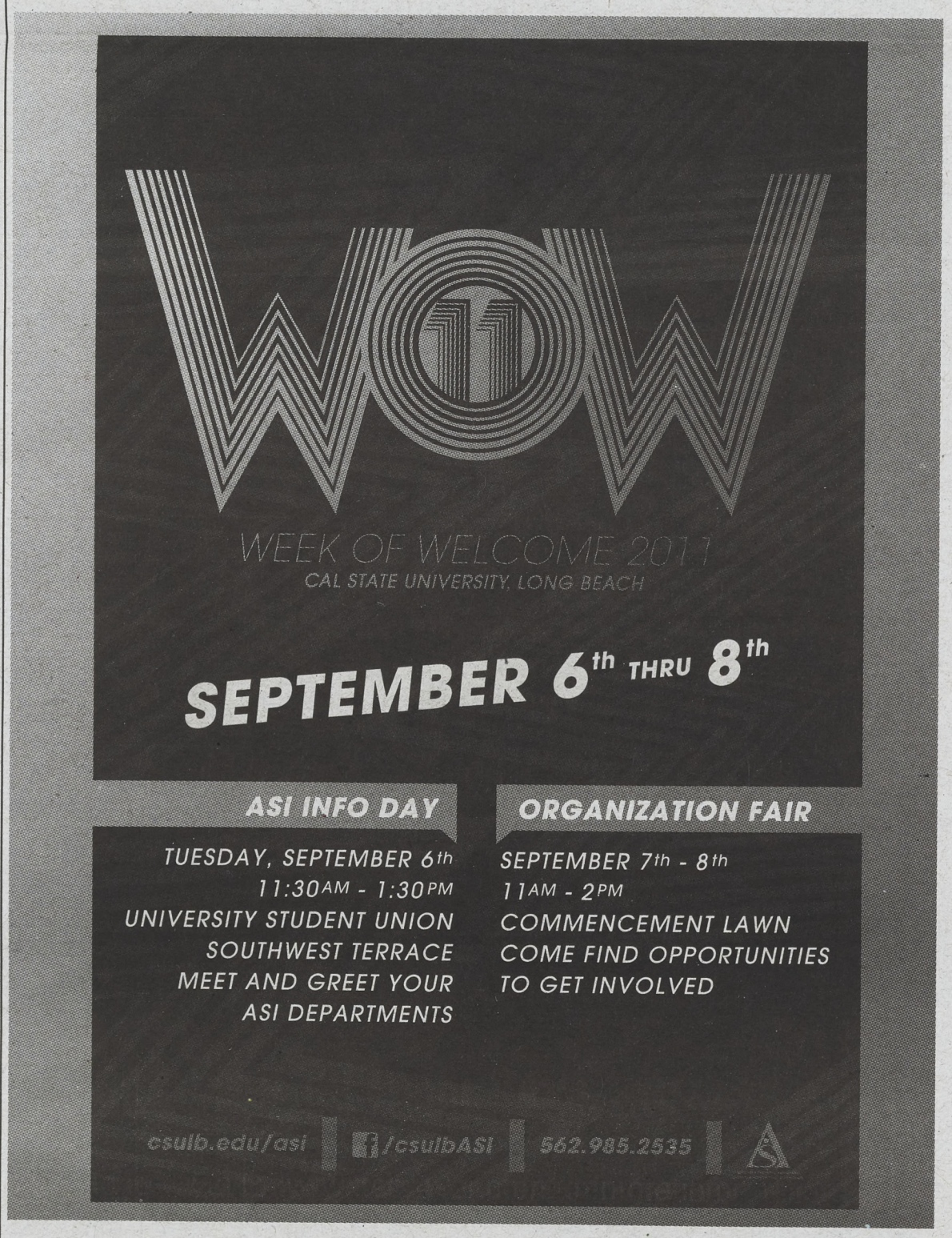
On Wednesday and Thursday, more than 220 student organizations will congregate in the commencement lawn to display what they have to offer. Various clubs and organizations, from sailing to anime, will attend.

"This is a way for students to learn more about what is going on campus," Esparza said.

Friday's conclusion to Week of Welcome is known as "Smorgasport," which is, according to Esparza, a big party. The event will be held from 8 p.m. until midnight in Lot 3 near the USU as well as at the Gold Mine Gym. Activities will include billiards, bowling, dancing, inflatables and musical performances, among other things. Student organizations will continue to display their information during this time.

More than 3,000 students attended Smorgasport last year and even more are expected this year.

"The whole entire thing keeps getting bigger and bigger," Esparza said. "It is about students getting to know their university through its community."



Day

Continued from Page 1

still active with other faculty in the drawing and painting program.

"She never did anything, whether an art project, teaching her classes or completely redesigning our house, in a halfway manner," said David Scarino, Day's husband.

In honor of Day, CSULB's Department of Art is planning a small exhibition of Day's recent work.

An open memorial service is scheduled for Sept. 9 from 1 p.m. to 3 p.m. at Another Year in LA.

After the service, guests are welcome to stay until the gallery closes at 5 p.m. The gallery will also show Day's exhibit "Ou-Boum."

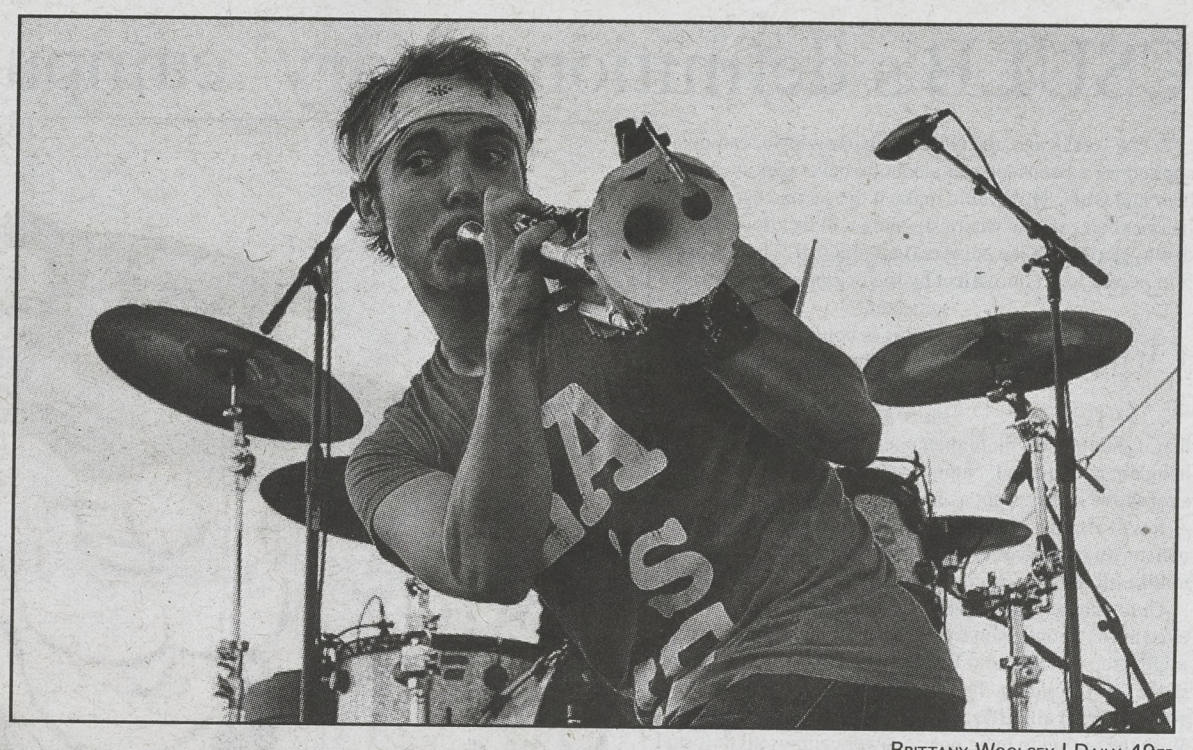
Day is survived by her husband, David Scardino; her mother, Jean Bonnell Day; her sisters, Elizabeth Day Flynn and Amy Day Chase; her nephew, David Flynn and niece, Emma Flynn.

In addition, an endowed scholarship in Linda's name is currently being funded and donations can be sent to Arléna Kauppi; College of the Arts. Checks should be made payable to "CSULB Foundation" and clearly marked "4 Linda A. Day Endowment."

Reggae, ska bands play sold-out Shoreline Jam

The Long Beach festival featured bands like Pepper, Iration and more.

By Priscella Vega
Contributing Writer



Brittany Woolsey | Daily 49er
Aaron Bertram of Suburban Legends plays trumpet while dancing at the Shoreline Jam on Saturday.

Fans of reggae and ska music joined forces for the ultimate festival that featured a plethora of bands such as: Suburban Legends, Tomorrow's Bad Seeds, Soja, Iration and Pepper.

The sold-out and first annual Shoreline Jam was held on Sept. 3 at the waterfront of the Queen Mary. This was a perfect location for the event, allowing vendors, food trucks and the crowd to have enough space to groove with the bands or sit back on the grass and watch from afar.

Suburban Legends, the only ska band at the festival, took stage and instantly gained a positive audience reaction with infectious upbeat tracks like "Bright Spring Morning." During one of their hit tracks, "Hey DJ," Aaron Bertram [trumpet] split the crowd in half and commanded them to sing along while attempting to revisit choreography from "West Side Story."

Their ending track, "High Fives," proved to be a perfect ending as people high-fived one another and skanked in the pit. As the song came to an end, the band broke out into Queen's "We Are the Champions," which caused everyone to sing along for the perfect unified ending.

Tomorrow's Bad Seeds started the crowd off well with tracks like "Bad Seeds." The throng of bodies grooved to reggae beats and sang along with Moises Juarez [vocals], as he climbed and jumped on speakers, entertaining the crowd.

Juarez gave a shout out to all the ladies with "Nice and Slow," gaining screams from all the females in the crowd. However, soon after, the band's songs started sounding too similar and Tomorrow's Bad Seeds started losing their spark.

Soja brought a new vibe to the Shoreline Jam with their use of percussion, trumpet, saxophone and turntables. The crowd roared with screams once Ken Brownell [percussion] performed a solo breakdown during "Sorry." Despite their reggae roots, Soja's sound varied, improvising new beats that pleased the fans; they were definitely a crowd favorite of the event.

By the time Iration took stage, the crowd grew anxious as the band took time setting up their equipment due to technical difficulties. Iration kicked off their set with their hit track, "Time Bomb," off their latest album. The band also showcased a new track, "No Terror," which was a real treat for hardcore fans. During their set, a sea of hands was constantly up in the air, moving along and dancing.

Then, to much of everyone's surprise, the band covered Billy Idol's "Dancing With Myself," without any infusion of their reggae style — seeming out of place, but resulted with the majority of the crowd singing along. The band continued to surprise as they broke out into the Ramones's "Blitzkrieg Bop," chanting, "Hey ho! Let's go!"

Pepper, the headliner of the night, finally took stage and no one stood still. Bret Bollinger [bass] and Kaleo Wassman [vocals/guitar] amped up the crowd with their crazy onstage shenanigans, as they grooved and jumped around, letting the music take over them.

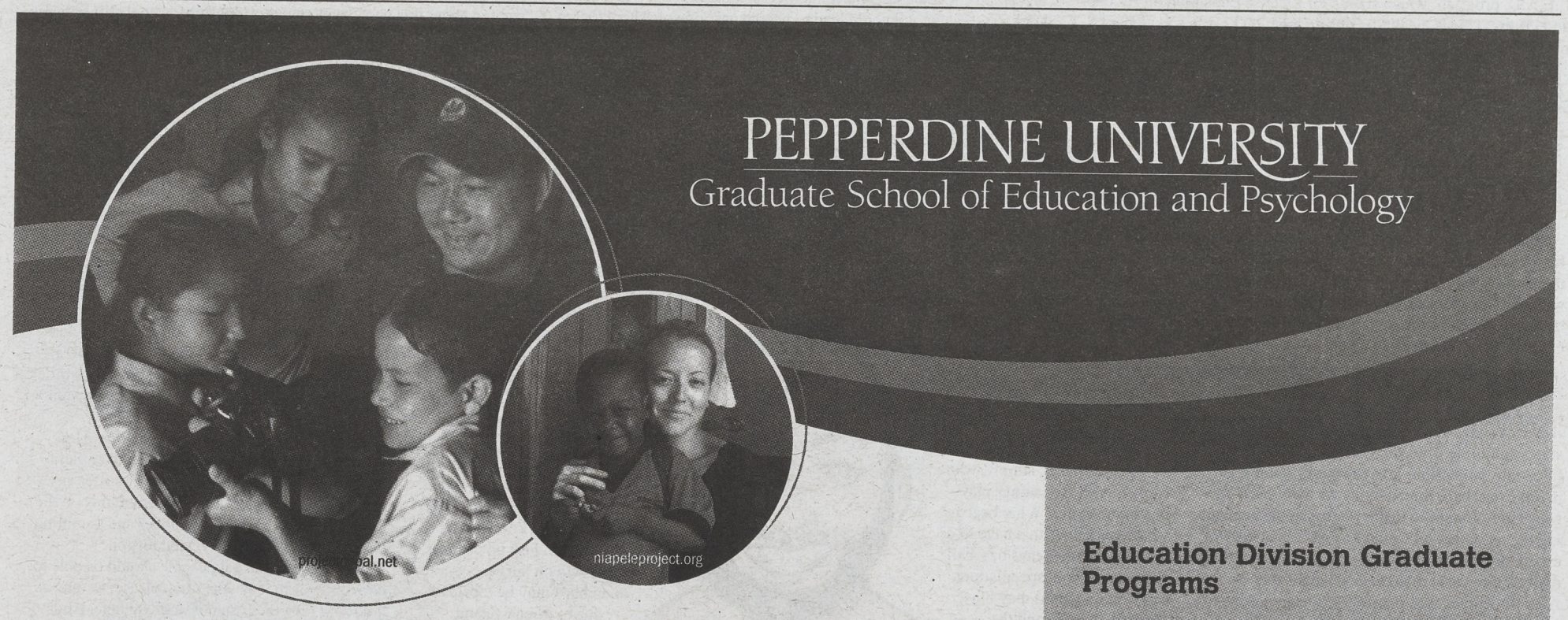
Pepper eventually began taking requests from the crowd — completely ignoring their set list and allowing for improvisation. Their hit track, "Give It Up," was played twice and dedicated to Pennywise who, according to Wassman, "made the map in Long Beach."

The first version was played in honor of Pennywise and was performed in a fast-paced punk style. The second version was an attempt to recreate The Beatles' sound.

Wassman's banter kept the crowd in the palm of his hands by complimenting them, "I would vote for Obama again if he'd clone all of you motherf--kers…. No, I'd never vote."

Pepper continued to take requests and played an oldie, "Green Help," which led Wassman to say, "I'm excited about this. I haven't done it in a long time."

Not only was the Shoreline Jam a fun-filled and successful event, it also helped reaffirm where ska and reggae are on the map of music. Clearly, these two genres are not dead. Instead, it became obvious that they both have strong followings and the festival was a perfect way to unite fans.



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CSULB's definition of 'dry' campus should not be altered



OUR VIEW

A few weeks ago, the Outpost Grill on lower campus applied for a license to sell alcoholic beverages such as beer and wine. This would make it the second establishment on campus where students will be allowed to drink, along with the Nugget Bar and Grill. The license is expected to go into effect by the beginning of Spring semester.

This is bound to increase revenue to the restaurant, and will hopefully draw more people to the area. Our campus is so large that it should have more than one place for students to hang out and unwind. Nugget regulars will also have an alternative if they want a change of scenery.

It will also be an opportunity for engineering and journalism students to grab a beer after class without having to hike all the way up campus.

Unfortunately, this might actually separate the campus even more. People who have classes on upper campus might stop running into friends who have all their classes in the CBA building. The Nugget was a good place for students from all different majors to gravitate toward. With the option to hang out on lower campus all day, that may no longer happen.

However, the Outpost has some work to do if they want to compete with the Nugget; it's not only the beer that draws students there, it's the atmosphere. The Nugget has televisions and lounge chairs and pool tables. It's the pub environment that makes the Nugget work.

If the Outpost simply adds beer to the menu and doesn't change anything else, it seems as if they're selling alcohol just so students can get drunk on campus. This should not be what it's about. Cal State Long Beach is a "dry" campus, and the focus should always be on school while students are there.

There is nothing wrong with having beer at the campus restaurants, but it should be regulated. Having multiple bars at school might distract people from what is really important. The Nugget regulates beer drinking by limiting students to one beer at a time and not selling pitchers, which is how the Outpost is planning to do it as well.

The Outpost will also have their employees go through a L.E.A.D. program, which stands for License Education on Alcohol and Drugs. This is meant to educate them on how to sell alcohol responsibly.

Some people may think that this is a step toward becoming a "wet" campus, but that is not a good idea. Selling beers on campus is one thing, but if students actually start getting drunk and rowdy on campus, it could become a liability. If more places on campus start to sell alcohol it could lead to people partying at school, or getting too drunk.

CSULB's dry campus policy is being stretched by the addition of another bar on campus, but it seems to be under control and could be an interesting addition to a part of the school that doesn't get much attention. The 21-year-old engineering students are sure to be excited about this new development. Hopefully, school still remains the primary focus while students are here.

Athletes should face less scrutiny from the public for gambling

Gambling is one of my passions. I love poker, betting on sports, and most other forms of risking money to win (or lose). There is a rush associated with placing a bet and hitting that bet, where for once you called it right and were rewarded for it. Call me a degenerate if you want — I embrace the term, as do many of my friends who feel the same way about gambling.

The thing that I absolutely hate, however, is America's love-hate relationship with it. In many states gambling is perfectly legal, yet if you are in certain professions you can get in trouble for it. Take baseball, for example. As a die-hard Yankees fan I often have to answer to people bemoaning the organization's salary as well as history of excellence and that's fine. I'm used to that. What really annoys me, though, is when players like Alex Rodriguez face possible suspensions due to playing in "illegal poker games."

Is this really what our world is coming to?

I have been playing poker for the better part of seven or eight years. My poker resume includes an appearance in the 2006 World Series of Poker Main Event and several cashes in other local tournaments, so poker is definitely one of my passions and I hate seeing people being punished for sharing the same love of the game. The crackdown on poker by the United States government is utter and complete nonsense, with most online poker sites being forced to focus business elsewhere in the world. The few sites that still allow American players to play do so with the uncertainty that anything can change at any time.



GERRY WACHOVSKY

My question is, simply, who cares if Alex Rodriguez plays in a home game? What bearing whatsoever does this have to do with the way he plays baseball? There have been speculations that certain games may have "turned violent" and that there may have been drugs used in proximity to the game, and if this is true then obviously this would constitute a problem with those specific games.

But the problem lies more with the fact that Major League Baseball as an organization is against gambling in general, and forbids its players to do so.

Everybody knows about Pete Rose's ban from baseball due to gambling, and he never even threw a game in order to profit! As the Dowd Report points out, Rose bet on his own team to win. What is wrong with that? Obviously if he was throwing games it would be one thing, but it is a known fact that while you can lose on purpose, you can't win on purpose. Some matchups may be lopsided due to offensive and defensive differences, that much is true, but the fact of the matter is that in order to win you must try… it is not something that can happen on purpose.

The same goes with poker. In fact, poker is less gambling and more about reading your opponent, much like baseball. In baseball, coaches will position players in certain places and read the situation being dictated by numerous factors including the count, the batter at the plate, and other individual pieces of information. Poker is similar in that you must read the situation and decide for yourself what the best course of action is.

It will be a difficult task to prove that Alex Rodriguez was ever actually at the poker games in question, and he will likely never suffer any consequences for it, but the issue remains — the Puritanical attitudes toward poker and gambling in certain parts of society need to stop.

At the end of the day, people should be able to do with their money what they please, as long as it doesn't give them an unfair advantage. And no matter how you cut it, neither Alex Rodriguez nor Pete Rose ever had an unfair advantage by playing poker or betting on his own team to win.

Gerry Wachovsky is a graduate student and columnist for the Daily 49er.

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Letters Policy: All letters and e-mail must bear the phone number of the writer and must be no more than 300 words. The Daily 49er reserves the right to edit letters for publication in regard to space.

Campus Calendar

Sept. 6

MFA Open Studios
The **art department** presents the **MFA Open Studios** from **noon** to **5 p.m.** in **the student art galleries,** located between buildings **FA2** and **FA3**. Admission is **free**.

'Private Lives'
The **Long Beach Performing Arts Center** presents "**Private Lives**" at **8 p.m.** in the **International City Theatre**, located at **300 E. Ocean Blvd.** Ticket prices range from **$29-$44.**

Frida Kahlo exhibit
The **PICTURE THIS Gallery** presents the "**Annual Friday Kahlo Artists Exhibit 2011**" from **11 a.m.** to **5 p.m.** The gallery is located at **4130 Norse Way.** Admission is **free**.

'Liminal'
The **Arts Council for Long Beach** presents "**Liminal**" by **Meeson Pae Yang** from **11 a.m.** to **5 p.m.** at **the Collaborative**, located at **421 W. Broadway Ave.** Admission is **free**.

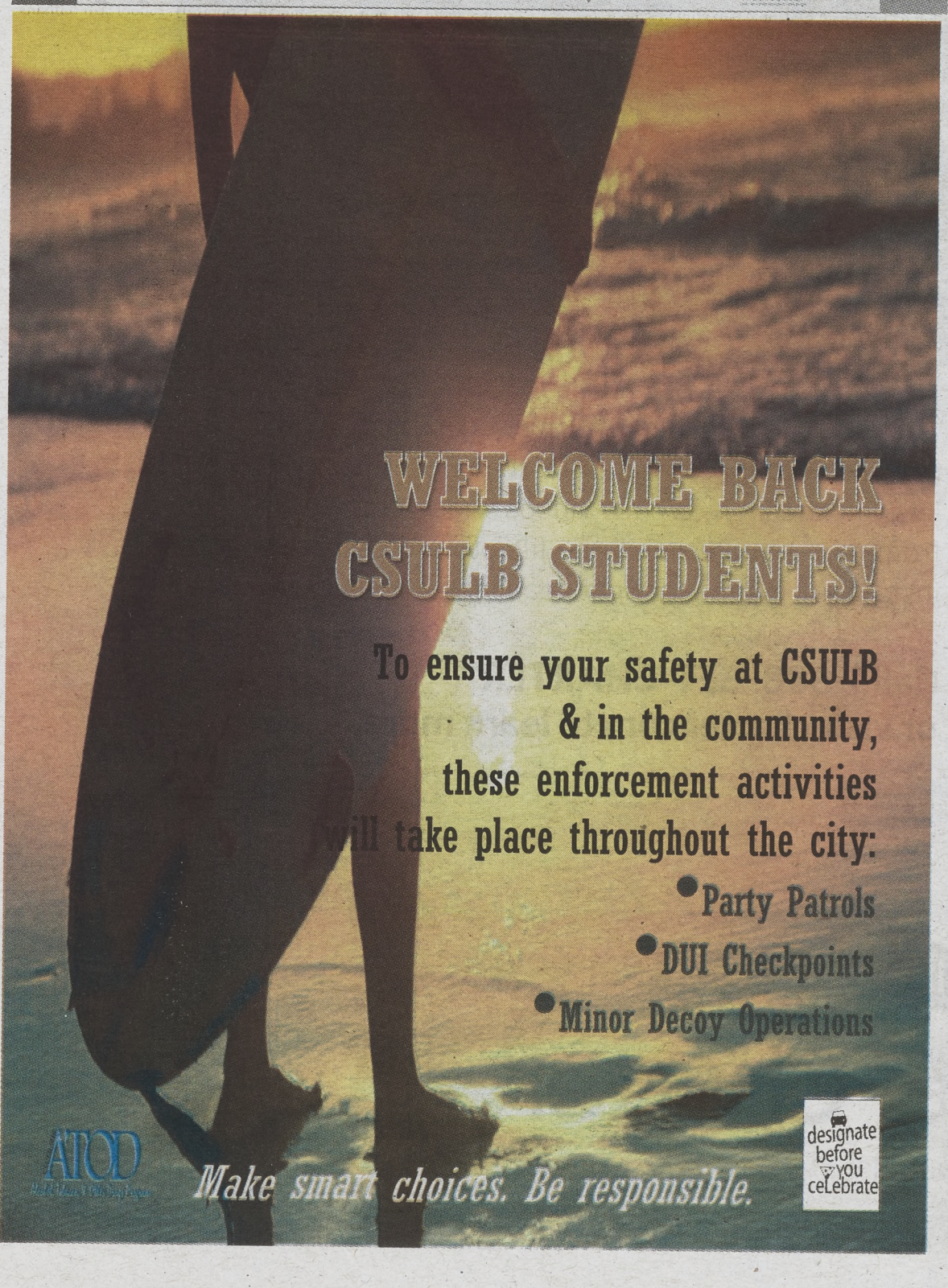
Tanked Tuesdays
The **Paradise Piano Bar** hosts **Tanked Tuesdays** from **5 -10 p.m.** The bar is located at **1800 E. Broadway.** Admission is **free**.

Karaoke and Taco Tuesdays
The Executive Suite presents **Karaoke and Taco Tuesdays** at **7 p.m.** The restaurant is located at **3428 E. Pacific Coast Hwy.**

Greek happy hour
George's Greek Cafe hosts **Happy 'OPA' Hour** from **3 - 7 p.m.** The restaurant is located at **135 Pine Ave.**

Pint Night
The Auld Dubliner presents **Pint Night, Geeks Who Drink Pub Quiz**, and **live music** at **8 p.m.** The pub is located at **71 S. Pine Ave.** Entrance is **free**.

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Weekend Scoreboard

Sep. 2
Women's Soccer
LBSU 3, Princeton 1

Sep. 2 (continued)
Women's Volleyball
No. 10 Hawaii 3, No. 23 LBSU (25-17, 21-25, 23-25, 25-19, 15-11)

Sep. 3
Men's Water Polo
LBSU 16, Fresno Pacific 5

Sep. 4
Men's Water Polo
LBSU 16, Redlands 7

Women's Soccer
LBSU 3, Hawaii 0

Sep. 4 (continued)
Women's Volleyball
No. 23 LBSU 3, No. 22 Ohio State (25-21, 23-25, 25-16, 25-21)

Link moves into LBSU history, strikes twice in rout of Hawaii

Junior forward Nadia Link makes way into LBSU's Top 10 all-time scorers list.

By Kyle Ramos
Contributing Writer

Behind two goals from junior forward Nadia Link, the Long Beach State women's soccer team claimed its second straight victory with a 3-0 shutout against Hawaii on Sunday at George Allen Field.

Link, who scored two goals for the second consecutive match this weekend, moved into a tie for ninth place on LBSU's all-time scorers list with 14.

"I had no idea," Link said in between laughs after hearing the news of her accomplishment. "My mom is usually the one who looks that stuff up. But it's an honor, a great honor."

Link has scored in the 49ers' (4-2-0) last four games and has been part of five of their last six goals.

The Rainbow Wahine (0-5-0) was unable to pick up their first victory and struggled to produce any sort of offense. Of the seven shots attempted by Hawaii, only one came on goal as opposed to LBSU's nine.

Midfielder Shawna Gordon scored The Beach's first goal in the ninth minute. Sierra Mack squeaked a sliding pass past Hawaii goalkeeper and found Gordon unmarked in the box. From there, Gordon was able to tap the ball in for the score.

Gordon also found her way into 49ers history with her goal, tying her for 10th in the all-time scorers list with 13.

Link's first goal came shortly after in the 16th minute off an assist from Sidney Garza. Garza sent a lead pass to Link, who made a quick move around a pair of Rainbow Wahine defenders and connected on her shot past the diving goalkeeper.

The 'Niners' aggressive offensive attack resulted in another goal in the 48th minute when Link scored for the second time in the game with a shot that deflected off her chest following a cross from defender Nicole Hubbard.

The goal was Link's sixth of the season — two shy of matching her total from last year.

LBSU head coach Mauricio Ingrassia was pleased with his team taking control of the game early after having to battle back from an early deficit against Princeton in the previous match.

"I didn't like the way we came out on Friday and I thought it was important to grab the game from the very beginning," Ingrassia said. "We improved on little details that we didn't take care of on Friday and I feel like that's what it's about and I just liked our mentality today."

The Beach's defense was well prepared and had Hawaii on its heels from the start of the match, enabling LBSU goalkeeper Kaitlyn Gustaves to record her second shutout of the year.

The Beach will return to action Friday as it will face the University of California-Berkeley at George Allen Field. Kickoff is scheduled for 4:30 p.m.



(Right) Junior forward Nadia Link moved into a tie for ninth place on LBSU's all-time scorers list as she tallied two goals in the 49ers' 3-0 victory over Hawaii at George Allen Field on Sunday. Link has 14 goals in three seasons with The Beach.

Alex Voge | Daily 49er

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